

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Disposal

Date 8/7/84 Time 3:30 PM

Routing _____

Person Contacted Steve De Gabriele Phone No. _____

Location DEQE

Subject Commercial Disposal's noncompliance with State Financial Requirements

Summary _____

DEQE will be issuing order to facility for noncompliance with financial req. The order will give the facility 30 or 21 days [Steve wants 21. He is willing to negotiate] to meet financial responsibility requirements or license will be suspended immediately.

⇒ He wants to issue order concurrently with EPA order

⇒ He wants EPA issue penalties for financial requirement

Proposed ^{add'l} language to press release → DEQE and EPA have worked cooperatively. DEQE is also issuing a order on financial requirements

Action Required Steve will be in Worcester tomorrow (8/8/84)
- Call Janet Hartke for STD order language.
- Discuss with Ira & Jim Owens

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File _____

Date 11/1/84 Time 1:30

Routing _____

Person Contacted Jim Owens

Phone No. 3-0400

Location ORC

Subject Commercial Disposal

Summary

① If DEQE approves an amended Part A (3200 gal tank storage; 14,000 gal - drum storage) this would require an amendment to the outstanding order. The order section of the order would have to be amended.

② Jim will call Gelinas re: penalty settlement tomorrow. Jim will give me feedback on this phone conversation.

Action Required Call Dreeszen with penalty schedule after Gelinas phone conversation

☆GPO 961-000

10/5/84 - Conversation Steve Dreeszen

- Jim Owens wants to finalize penalty by Nov. 30 -> Otherwise refer to Admin Court.
- I discussed item #1 (above) with Steve. He will send copy of correspondence when rec'd from CD to me.

M. J. O'Donnell
Signature

REPORT OF PHONE CALL
VISIT

In _____ Out _____

Date 9/20/84 Time _____

File Commercial Disposal

Routing GARY GBB
MARY JONE

Person Contacted JIM OWENS

Phone No. _____

Location ORC

Subject COMMERCIAL DISPOSAL ORDER

Summary _____

JIM HAS SET UP AN INFORMAL SETTLEMENT CONF for
THURSDAY OCT 11, 1984 10:00 AM
- ROBERT GILEN'S ATTORNEY FROM SPRINGFIELD. CALLED
JIM. THEY WILL BE FILING AN ANSWER BY END
SEPT 29, 1984.

Action Required _____

I LET GERRY KNOW ABOUT SETTLEMENT DATE
GERRY SUGGESTS WE MEET W/ JIM BEFORE
10/11 TO DISCUSS OUR SETTLEMENT POSITION

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Disposal.

Date 10/16/84 Time 4:10

Routing _____

Person Contacted ^{called} Larry Stone Phone No. _____

Location Commercial Disposal

Subject _____

Summary He does not desire a meeting to discuss
financial requirements. He will get back
to me if he changes his mind.

Action Required Call Jim Owens with this info.

MJW

Signature

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Disposal

Date 12/3 Time 1:40

Routing _____

Person Contacted Craig Goff

Phone No. 413-785-5327

Location DEQE (Springfield)

Subject _____

Summary An inspection of Comm. Disposal is scheduled
for Dec 12, 1984. I should leave EPA at approximately
7:30 and arrive at 9:30 AM. I will call
Commercial Disposal on Dec 11, 1984, and inform them
of the inspection.

Directions to DEQE (Springfield)

- Rt 90 to Rt 291 (Exit 6)
- After Exit go to left Rt 291 (toward Springfield)
- Stay on Rt 291 approximately 2 miles
- At fork bear left - head toward Hartford (?)
- Take 1st exit after fork. It is on the
right (Dwight St). This exit comes up quickly.
- At stop sign take left
- Go under railroad over pass.
- Building on right hand side

Action Required 436 Dwight St.

4th floor

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Disposal

Date 12/17/84 Time 3:00

Routing _____

Person ^{called} Contacted Jim Owens

Phone No. 3-0400

Location _____

Subject Violations observed the Dec. 12, 1984 inspection

Summary _____

- The Order should be amended to reflect
the violations observed during the Dec 12, 1984
inspection CD can only be penalized for
the new violations

- To do

- Call DEQE and let them know that we will be
amending order

- assess penalty for new violations

- send trip report and assessment of penalty
to him

- Talk to Ira re need for correspondence re amending order.

Action Required _____

H T O'Donnell

Signature

Just Josh - DRAFT FOR 3008(h) - DAN

94

SECOND SET OF INTERROGATORIES Re RCRA § 3008(h)

Columbia

NAME: Columbia mfg
ID. NO.: MA 200115689
FILE LOC: R-1C
OTHER:

1. Describe in detail all waste and/or wastewater which has been treated, stored, or disposed of in the human-made pond referred to paragraph 228 a. of the First Amended Complaint as "Surface Impoundment A." Include in your description:

a. The date(s) on which the waste and/or wastewater was treated, stored or disposed of in Surface Impoundment A.

b. The volume of waste and/or wastewater which went to Surface Impoundment A.

c. The point(s) of origin of the waste and/or wastewater which eventually went to Surface Impoundment A, including but not limited to any sumps and/or drains.

2. Describe in detail all path(s) by which waste and/or wastewater reached surface impoundment A, including but not limited to underground as well as above-ground pipes, and conduits. Describe the material(s) which any pipes or conduits were constructed.

3. Identify all persons with knowledge of the path(s) by which waste and/or wastewater reached Surface Impoundment A.

4. Identify all documents which record the treatment storage, or disposal of waste and/or wastewater at Surface Impoundment A.

5. Describe in detail all waste and/or wastewater which has been treated, stored, or disposed of in the area of the facility referred to in paragraph 228 c. of the First Amended Complaint as "Surface Impoundments B and C." Include, but do not limit your response to the treatment, storage or disposal of hexavalent chromium and cadmium. Include in your description:

a. The date(s) the waste and/or wastewater was treated, stored or disposed of in Surface Impoundments B and C.

b. The volume of waste and or wastewater which went to the Surface Impoundments B and C.

c. The point(s) of origin of the waste and/or wastewater which eventually went to Surface Impoundments B and C, including but not limited to sumps and /or drains.

6. Describe all removal of materials, performed by you or on your behalf, from Surface Impoundments B and C, including removal or excavation from the surface impoundments. Identify the date(s) of such activities, who conducted the activities, at whose direction were the activities conducted, the manner and depth of removal or excavation, the quantity of any material removed or excavated, any sampling and analysis of such material

prior to and/or after removal or excavated, the method and location of disposal, treatment or storage of such material. Identify all documents related to these activities.

7. Identify all releases of hazardous material into the environment from Surface Impoundments B and C, including when the releases occurred, what specific hazardous material(s) were released, and the volume of the release(s). Identify all documents related to these releases. If you contend that there have been no such releases, state all facts which you contend support your position.

8. Describe in detail all path(s) by which waste and/or wastewater reached the Surface Impoundments B and C, including but not limited to underground as well as above-ground pipes and conduits. Describe the material(s) of which any pipes or conduits were constructed.

9. Identify all persons with knowledge of the path(s) by which waste and/or wastewater reached Surface Impoundments B and C.

10. Identify all documents which record the treatment storage, or disposal of waste and/or wastewater at Surface Impoundments B and C.

11. Describe in detail the design and operation of the human-made pond, referred to as the "Fire pond," in paragraph 228 b. of the First Amended Complaint, including:

- a. When it was designed?
- b. Who designed it?
- c. When it was constructed?
- d. Why it was constructed?
- e. What employees and/or contractors built it?
- f. How much did it cost to construct?
- g. What kinds of machinery was used to construct it?

12. Identify all documents which were generated concerning the creation, construction, and maintenance of the Fire pond. Include any documents which discuss any renovation or repair to the pond.

13. Describe the Fire pond's physical parameters (ie length, width, depth), and whether these parameters have ever varied since the pond's construction.

14. State whether the location of the Fire Pond has ever been changed since its construction.

15. State the volume of water that the Fire pond holds and describe if this volume has changed since the pond's construction, including whether the volume fluctuates throughout the year (ie by season).

16. Describe any devices or mechanisms that have ever been used to contain pollutants or prevent pollutants from seeping into the sediment below the pond. Detail when and how these devices or mechanisms were used.

17. Describe in detail all waste and/or wastewater which has been treated, stored, or disposed of in the pond. Include in your description:

a. The date(s) the waste and/or wastewater was treated, stored or disposed of in the Fire Pond.

b. The volume of waste and or wastewater which went to the Fire Pond.

c. The point(s) of origin of the waste and/or wastewater which eventually went to the Fire Pond, including but not limited to any sumps and/or drains.

18. Describe all dredging or removal of materials, performed by you or on your behalf from the Fire Pond, including removal or dredging from the bottom and sides of the pond, as well as removal and dredging from any pipes, conduits to the Fire Pond. Identify the date(s) of such activities, who conducted the activities, at whose direction were the activities conducted, the manner and depth of dredging or removal, the quantity of any material dredged or removed, any sampling and analysis of such material prior to and/or after dredging or removal, the method and location of disposal, treatment or storage of such material. Identify all documents related to these activities.

19. Describe in detail any investigation, inspection, sampling, or analysis of materials in the Fire pond which was performed by Columbia or MTD. Include the dates of such investigation, inspection, sampling or analysis, why it was performed, and the results. Identify all documents related to any investigation, inspection, sampling or analysis.

20. Identify all persons who have knowledge of, or were or are in any way involved in, any investigation, inspection, sampling, or analysis of materials in the Fire pond. Specifically identify the area(s) of responsibility and knowledge of each person.

21. Identify all releases of hazardous material into the environment from the Fire Pond, including when the releases occurred, what specific hazardous material(s) were released, and the volume of the release(s). Identify all documents related to these releases. If you contend that there have been no such

releases, state all facts which you contend support your position.

22. Describe in detail all path(s) by which waste and/or wastewater reached the Fire Pond, including but not limited to underground as well as above-ground pipes and conduits. Describe the material(s) of which any pipes or conduits were constructed.

23. Identify all persons with knowledge of the path(s) by which waste and/or wastewater reached the Fire Pond.

24. Identify all documents which record the treatment storage, or disposal of waste and/or wastewater at the Fire Pond.

25. Describe in detail all wastes stored or disposed of in the area referred to as the "hazardous waste sotrage area" in paragraph 207 of the First Amended Complaint. Include in your description:

- a. The date(s) of storage or disposal;
- b. The condition(s) of the hazardous waste storage area, including adjacent asphalt and nearby soil.

26. Describe in detail how and where any excess waste from the hazardous waste storage area and the container referred to as the "sludge roll-off" in paragraph 219 of the First Amnended Complaint, is stored or disposed. Include in your description:

- a. The area(s) where the excess waste is stored or disposed.
- b. The condition(s) of the soil in these areas
- c. Whether any wastes were allowed to run off from the hazardous waste storage area or sludge roll-off, on or into adjacent asphalt and/or soil.

U.S. DEPARTMENT OF JUSTICE
ENVIRONMENT AND NATURAL RESOURCES DIVISION
ENVIRONMENTAL ENFORCEMENT SECTION
WASHINGTON, D.C. 20530
Machine Number (202) 514-0097 FTS 368-0097
Confirmation Number (202) 514-5290 FTS 368-5290

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION, PLEASE CALL

KEVIN F. NELSON (202) 514-1018 FTS 368-1018

TO: JOSH SECUNDA

FROM: DAN DOOHER

DATE: 12-2-91

NUMBER OF PAGES: 5 (Including cover sheet)

DESTINATION'S FAX # 8-835-3335

DESTINATION'S VOICE COORDINATION #

cc. to all
1 - B. Pitt.
Both - M. Gagne
- S. Chin.

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Disposal

Date 1/10/85 Time 4:15

Routing _____

Person Contacted Mark Pesidente

Phone No. 203-827-0004

Location HRP Assoc.

Subject _____

Summary _____

- Mark was unclear as to what the due date is for the NOD response. I stated that the due date is Jan 14, 1985
- Mark stated that he is having trouble getting some of the design drawings submitted because DEQE has not approved the Part A revision.
- I suggested that he make a submittal on 1/14/85, state why the response is incomplete, and the date when they would submit the remaining information
- I stated that I would contact DEQE and discuss this approach with them.

Action Required call Steve Dreesen

Mary Jane O'Donnell
Signature

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Comm. Disposal

Date 1/21/85 Time 11:15

Routing _____

Person ^{called} Contacted Larry Pokse

Phone No. 292-5580

Location DEQE - Boston

Subject Follow-up to Jan 17, 1985 meeting with Larry Pokse/Larry Stone

Summary

① - If DEQE decides to approve CD's Part A increase CD must enter into a consent agreement with DEQE. The consent agreement would contain the statement that approval of the Part A increase is not a preliminary approval of the Part B. This consent agreement would be signed by DEQE and CP.

② - I stated that the review of the Part A increase should be done in conjunction with the review of the Part B. The approval/disapproval of the Part A increase should coincide with the issuance of the Part B draft permit/denial.

Follow-up:

Larry will ^① talk to Preesen relative to item #2.

Action Required ② write to Larry Stone relative to further info. needed for Part A increase. Larry will copy me on this letter.

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File _____

Date 4/9/85 Time 1:00

Routing _____

Person Contacted ^{called} Larry Stone Phone No. 913-737-1129

Location Commercial Disposal

Subject Waste Oils

Summary _____

Larry stated that 7 samples of waste oils have been collected recently. Two of these samples exceeded EP toxicity for lead. Larry felt that these samples should be designated as M001 and not D008.

Larry offered a penalty amt of \$33,000.

Action Required discuss with Tim Owens (Jim) He suggested that the offer come from Gelinas (ie CD attorney). On 3/10/85 I relayed this message to Larry Stone.

W. J. D.

Signature

REPORT OF PHONE CALL
VISIT

In _____ Out _____

File Commercial Proposal

Date 5/3/65 Time 9:50 AM

Routing _____

Person Contacted Steve Dreeszen

Phone No. _____

Location DEQE - Boston

Subject _____

Summary _____

Pete Bronson and Frank Wright, CD attorney, are in the process of developing a consent agreement relative to the excess capacity at CD (ie capacity above license). The consent agreement will address the economic benefit of operating w/o a license. A penalty of \$100,000 will be assessed. If a consent agreement cannot be reached an order to revoke their license will be issued.

Steve has not seen a draft of the consent agreement. When he does he will send to EPA.

The development of the draft permit should be put on hold until further word from DEQE.

Action Required _____

Jim Owens should discuss matter with Pete Bronson.

*GPO 961-000

DEQE (Western Region) issued the facility on NOV. in March.

Signature _____

7/12/84

Subject : Phone Conversation w/ Steve DeGabriel
Mass DEGE Regarding Mass.
RCRA Activities

From : J.W.L

To : Section Staff.

I called Steve on 7/12/84 to discuss a number of pending coordination issues which have all been working on:

1. Follow up on Worcester Enforcement Coordination Meeting w/ DREE's

Steve DeGabriel is drafting model referral letters which represent the State's view of what the EPA letters should look like.

Steve will circulate these to the DREE's and then submit them to EPA for our review. Steve will also address the issue

of contact points (DREE vs Boston) on proposed EPA enforcement actions and follow up letters on file reviews.

2. Gerry and Steve have agreed to have Del Bloomstein and Peter Bronson discuss on the phone the issue of the State's

ability to protect enforcement sensitive material and EPA's ability to provide drafts of orders.

3. Gerry will meet w/ DeGabriel on Tues 7/17 1:00 pm to Discuss access to the Manifest info. Mary will sit in for informational purposes.

4. Non Notifier Project

Steve reviewed the non notifier referral w/ the DRE's they did not have any problems w/ EPA follow up is to develop a draft w/ review this with Gerr

5. Hydrogeo support

Steve has reviewed (see attached) draft work plan w/ the DRE's were in favor of the project.

Steve has selected Bob Stevens ^{Dege Watson} to fill the hydrogeo position in Boston.

Bob will start an approx. one week. Next step is to meet w/ Steve DeGabriel, Stevens to finalize the work plan.

5. Commercial Disposal

bottom of
pg 2
top of
pg 3
Comm Disposal
only

Much to Steve's disappointment (and mine) the Region has issued an NOV to Commercial and met with them to discuss what they must do to get into compliance (hire consultant). Steve has agreed to get a copy of the NOV and all the facts concerning the meeting and meet w/ Mary Jane and I next week (7/16/84) to assess the impact of the NOV on our order (if any).

To
do

6. Mid Year Review Report

I expressed concern that the draft report was given to Region's w/out our getting any feedback from Boston. Steve explained that the reason they did this was because Boston agreed w/ the findings and they informed the Dree's of this at the time the report was distributed. Mary Sanderson indicates the West Region has already reorganized and now has dedicated RCEN staff. The mid year report apparently had the desired effect.

In general things in Mass seem to be working out reasonably well in terms of EPR / State interaction..

C.C. Huebner
Levy

Ground Water Workplan

Purpose: Provide ground water training and technical assistance to DEQE

Assumptions

1. New hire hydrogeologist is on board by August 1, 1984 or by TA start-up date.
2. Start-up date is no earlier than new hydrogeo start. Completion date is about November 30, 1984. Three days/week spent at DEQE
3. Stephen Mangion reports to Steve Dreeszen.
4. A meeting between DEQE's Regional Offices and Boston has established the purpose and authority of the technical assistance prior to the start-up date.
5. Prior to the start-up date the responsibilities of the DHW and DWPC have been established (ie list of TSD's). Any assistance to DWPC is routed via S. Dreeszen.
6. Boston obtains copies of all NOV's, consultant reports, work summaries and status from the Regional Offices or consultants prior to start-up date.
7. TA does not include working on Power Plants. (7 sources)
8. Brownlee will or will not follow thru on work she has been involved in (Walter & Lonsbury and Sweet Mnfg). Any others?
9. EPA and new hire will be concerned with the following:
 1. Utility Mnfg.
MTD
Genrad
Athol SLF
 5. ECC
Gaileo Electro-optics
Wyman Gordon
Photofabrication (PEI)
 10. Leavens
Polaroid
Seekonk Mnfg.
Whiting & Davis
Advanced Material Systems
Reliable & Electroplating
 15. D B Gurney
Handy & Harmon

Tasks and Outputs

- | | |
|---|---------|
| 1. Train new hire RCRA hydrogeologist
(joint field inspections/reg review) | Ongoing |
| 2. Define and summarize status of MA
TSD's | Done? |
| 3. Write-up draft DEQE policy on post-
closure monitoring and post-closure
compliance orders. | 11/1/84 |

4. Evaluate existing monitoring systems and monitoring data. As a result, write a report that contains specific recommendation (i.e. assessment monitoring) and, where necessary, draft NOV's
- 11/30/84
(11 sources)

Estimate 6-8 days/TSD

5. If monitoring systems are not in place work with the O/O to ensure that a suitable monitoring system is installed
- 11/31/84
(5 sources)

Estimate 4 days/TSD

6. Recommend a specific implementation plan for each TSD. For example, post-closure compliance order, closure as storage facility, post-closure monitoring, Part B call, Enforcement.
- 11/30/84